



Security Council

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Security Council Committee established pursuant to resolution [1970 \(2011\)](#) concerning Libya

Note verbale dated 15 January 2024 from the Permanent Mission of the Republic of Slovenia to the United Nations addressed to the Chair of the Committee

The Permanent Mission of the Republic of Slovenia to the United Nations presents its compliments to the Chair of the Security Council Committee established pursuant to resolution [1970 \(2011\)](#) concerning Libya and has the honour to transmit herewith the report of the Republic of Slovenia on the implementation of Security Council resolutions [1970 \(2011\)](#), [2441 \(2018\)](#), [2509 \(2020\)](#), [2571 \(2021\)](#) and [2644 \(2022\)](#) (see annex).



Annex to the note verbale dated 15 January 2024 from the Permanent Mission of the Republic of Slovenia to the United Nations addressed to the Chair of the Committee

Report of Slovenia on the implementation of Security Council resolutions 2441 (2018), 2509 (2020), 2571 (2021) and 2644 (2022)

Slovenia and the other States members of the European Union have jointly implemented the restrictive measures against Libya imposed by the Security Council in its resolutions 1970 (2011), 2009 (2011), 2095 (2013), 2146 (2014), 2174 (2014), 2362 (2017), 2441 (2018), 2509 (2020) and 2571 (2021) by way of the following measures:

- Council Decision (CFSP) 2015/1333 of 31 July 2015 concerning restrictive measures in view of the situation in Libya, and repealing Decision 2011/137/CFSP, as amended most recently by Council Implementing Decision (CFSP) 2023/2499 of 9 November 2023 and Council Implementing Decision (CFSP) 2023/2503 of 9 November 2023.¹ States members of the European Union must ensure that their national policies conform to such decisions.
- Council Regulation (EU) 2016/44 of 18 January 2016 concerning restrictive measures in view of the situation in Libya and repealing Regulation (EU) No. 204/2011, as amended most recently by Council Implementing Regulation (EU) 2023/2501 of 9 November 2023 and Council Implementing Regulation (EU) 2023/2504 of 9 November 2023. Council Regulations of the European Union are binding in their entirety and directly applicable in Slovenia.

The Council of the European Union has adopted additional autonomous restrictive measures in relation to Libya.

Slovenia implements the Security Council resolutions concerning Libya and the above-mentioned legal provisions of the European Union, within its competence in relation to the European Union and also through its relevant national legislation, mainly under the act regulating restrictive measures introduced or implemented in accordance with legal acts and decisions adopted by international organizations (Official Gazette of the Republic of Slovenia No. 127/2006 of 7 December 2006 and No. 44/22 of 29 March 2022) (the Restrictive Measures Act).²

The aforementioned act was amended in 2022, which significantly increased the effectiveness of the implementation of sanctions at the national level. Namely, penalties and the obligations of national competent authorities as well as other issues previously implemented through government decrees are now laid down in the Restrictive Measures Act itself, thus eliminating the need to adopt a separate government decree for each sanctions regime.

Furthermore, the amended Restrictive Measures Act now provides that when the Security Council or one of its sanctions committees makes additions to United Nations sanctions lists of persons and entities subject to an asset freeze, the above-mentioned European Union regulations on implementing relevant Security Council resolutions, and relevant regulations adopted for their implementation on the basis of the Restrictive Measures Act, shall apply provisionally in respect of the newly listed persons and/or entities, from the date of the publication of the updated list on the website of the Security Council until the entry into force of the corresponding

¹ All common measures are published in the *Official Journal of the European Union*.

² The text of the law is on file with the Secretariat and available for consultation.

amendment of the annexes to the European Union regulations.³ The aforementioned provision ensures that asset freezes set out in Security Council resolutions are implemented in relation to the newly sanctioned persons without delay.⁴

Certain general national legal acts also apply in relation to these restrictive measures, such as the Criminal Code, the Liability of Legal Persons for Criminal Offences Act, the Foreigners Act, the Defence Act, the Firearms Act, and the Act Regulating the Control of Exports of Dual-Use Items. These national rules apply when implementing the sanctions regime.

Following the judgment by the Court of Justice of the European Union in case C-413/21 P,⁵ the Council of the European Union adopted, on 9 November 2023, Council Implementing Decision (CFSP) 2023/2503 and Council Implementing Regulation (EU) 2023/2504 according to which Aisha Qadhafi⁶ was removed from the European Union sanctions list. In order to continue implementing the Security Council resolutions concerning Libya in respect of Aisha Qadhafi, Slovenia is in the process of adopting the necessary legal acts that will allow for the relevant European Union legal provisions on implementing the Security Council resolutions concerning Libya to continue to apply in respect of Aisha Qadhafi at the national level. Until the adoption of said legal acts, Slovenia will provisionally apply the Security Council resolutions concerning Libya directly, in respect of Aisha Qadhafi.

³ Article 3 (4) of the Restrictive Measures Act.

⁴ As required by the Financial Action Task Force.

⁵ Judgment of the Court of Justice of 20 April 2023, *Council of the European Union v Aisha Muammer Mohamed El-Qaddafi*, case C-413/21 P.

⁶ Listed in annex II to resolution 1970 (2011), under number 1.